

PTO/SB/30 (04/05)

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**REQUEST FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL****Address to:**  
**MAIL STOP RCE**  
**Commissioner for Patents**  
**P. O. Box 1450**  
**Alexandria, VA 22313-1450**

Application Number	10/821,764
Filing Date	April 9, 2004
First Named Inventor	Donald DeMotte et al.
Group/Art Unit	3651
Examiner Name	Khoi H. Tran
Attorney Docket No.	132815-0015

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JUL 27 2006

This is a request for a Continued Examination (RCE) under 37 CFR 1114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

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**1. Submission required under 37 CFR 1.114**

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

**2. Miscellaneous**


- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required.)
- b. ☐ Other \_\_\_\_\_

**3. Fees** (The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments to 122136 10821764
- Deposit Account No. 12-2136 01 FC:1801 790.00 DA
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form 2038 enclosed)


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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (print/type)	William J. Clemens	Reg. No.	26,855
Signature		Date	July 27, 2006

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U. S. Patent and Trademark Office on the date shown below.

Name (print/type)	Terr L. Fox	Date	July 27, 2006
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, U. S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: MAIL STOP RCE, Assistant Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

**BUTZEL LONG**  
ATTORNEYS AND COUNSELORS

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(248) 258-1616

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Fax: (248) 258-1439 CENTRAL FAX CENTER

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## Fax Cover Sheet

Please deliver the following pages to:

Name: Examiner K. Tran GAU 3651

Firm: U. S. Patent and Trademark Office

City & State: \_\_\_\_\_

Fax Number: 571-273-8300

File Reference: 132815-0015

From:

Name: William J. Clemens

Date: July 27, 2006 Time: 9:04 AM

☒ Please Confirm Transmission

Contact Phone No 248-593-3019

Message: Please see the following Request for Continued Examination for filing in patent application  
10/821,764.

Thank you.

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**FEE TRANSMITTAL**  
**For FY 2005**

TOTAL AMOUNT OF PAYMENT	(\$ 910 )
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Attorney Docket No.	132815-0015
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### **FEE CALCULATION**

### 1. Basic Filing, Search, and Examination Fees

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity	Small Entity	Small Entity	Small Entity	Small Entity	Small Entity	
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

## 2. EXCESS CLAIM FEES

2. EXCESS CLAIM FEES		Small Entity
<u>Fee Description</u>	<u>Fee (\$)</u>	<u>Fee (\$)</u>
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

**Total Claims** - 20 or HP = **Extra Claims** x **Fee (\$)** = **Fee Paid (\$)**

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims                      Extra Claims                      Fee (\$)                      Fee Paid (\$)  
 \_\_\_\_\_ - 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_  
 HP = highest number of independent claims paid for, if greater than 3.

### 3. APPLICATION SIZE FEE

**APPLICATION SIZE FEE**  
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(c)), the fee for each additional 50 sheets or fraction thereof is \$250 (\$125 for small entity). See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

**Application fee:** The application fee is \$250 (125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(2) and 37 C.F.R. 1.101(c)(2) for more information.

**Fee Schedule:** The fee schedule is as follows:

Number of sheets	Fee (\$)
1-50	250
51-100	500
101-150	750
151-200	1,000
201-250	1,250
251-300	1,500
301-350	1,750
351-400	2,000
401-450	2,250
451-500	2,500
501-550	2,750
551-600	3,000
601-650	3,250
651-700	3,500
701-750	3,750
751-800	4,000
801-850	4,250
851-900	4,500
901-950	4,750
951-1,000	5,000

**Fee Calculation:** The fee is calculated as follows:

**Number of sheets:** \_\_\_\_\_

**Number of additional 50 sheets or fraction thereof:** \_\_\_\_\_

**Fee (\$):** \_\_\_\_\_

**Fee Paid (\$):** \_\_\_\_\_

## 4. OTHER FEE(S)

**OTHER FEE(S)**  
Non-English Specification, \$130 fee (no small entity discount)

Non-English Specification, \$130 fee (no small entity discount)  
Other (e.g., late filing surcharge): Request for Continued Examination and One-Month Extension of Time

910

Other (e.g., late filing surcharge):	Request for Continued Examination and One-Month Extension of Time	Complete (if applicable)
SUBMITTED BY		Pat. No. 76,855

SUBMITTED BY \_\_\_\_\_

Typed or Printed Name	William J. Clemens
--------------------------	--------------------

Date July 27, 2008

**Signature**

*[Signature]*

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